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DISH NETWORK L.L.C., ECHOSTAR  
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NAGRASTAR L.L.C.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DISH NETWORK L.L.C., a Colorado  
Limited Liability Company, ECHOSTAR  
TECHNOLOGIES L.L.C., a Texas Limited  
Liability Company, and NAGRASTAR  
L.L.C., a Colorado Limited Liability  
Company,

Plaintiffs,

v.

SatFTA aka SERGEI ALEX ALEXEYEV,

Defendant.

CASE NO. 08 CV 01561 JF (PVT)

**PROOF OF SERVICE BY PUBLICATION**

WEST21466785.1

# PROOF OF PUBLICATION

## San Jose Mercury News

750 RIDDER PARK DRIVE  
SAN JOSE, CALIFORNIA 95190

IN THE  
City of San Jose  
STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA

DLA Piper US LLP  
Judy Fazackerley  
153 Townsend Street #800  
San Francisco, CA 94107  
Legal Ad No. 2865702

STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF SANTA CLARA)

The undersigned, being first duly sworn, deposes and says: That at all times hereinafter mentioned affiant was and still is a citizen of the United States, over the age of eighteen years, and not a party to nor interested in the above entitled proceedings; and was at and during all said times and still is the principal clerk of the printer and publisher of the San Jose Mercury News, a newspaper of general circulation printed and published daily in the city of San Jose in said County of Santa Clara, State of California, that said San Jose Mercury News is and was at all times herein mentioned a newspaper of general circulation as that term is defined by Sections 6000 and following, of the Government Code of the State of California, and, as provided by said sections, is published for the dissemination of local or telegraphic news and intelligence of a general character, having a bona fide subscription list of paying subscribers, and is not devoted to the interests or published for the entertainment or instruction of a particular class, professional, trade, calling, race or denomination, or for the entertainment and instruction of any number of such classes, professionals, trades, callings, races or denominations; that at all times said newspaper has been established, printed and published in the said city of San Jose in said County and State at regular intervals for more than one year preceding the first publication of the notice herein mentioned; that said notice was set in type not smaller than nonpareil and was preceded with words printed in black-face type not smaller than nonpareil, describing and expressing in general terms, the purport and character of the notice intended to be given; that the clipping of which is annexed is a true printed copy, was published and printed in said newspaper on the following dates, to-wit:

July 17,24,31,August 7,2008

Dated at San Jose, California

this 7<sup>th</sup> day of August,2008

I declare under penalty of perjury that the foregoing is true and correct.

Signed.....  
Principal clerk of the printer and publisher of the San Jose Mercury News.

UNITED STATES DISTRICT COURT for the NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION	
DISH NETWORK L.L.C., ECHOSTAR TECHNOLOGIES L.L.C., and NAGRASTAR L.L.C. Plaintiff	Civil Action No. CV 08 1561 JF (PVT)
SatFTA aka SERGEI ALEX ALEXEYEV Defendant	
Summons in a Civil Action	
To: SatFTA aka SERGEI ALEX ALEXEYEV	
A lawsuit has been filed against you.	
Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:	
Roy K. McDonald, Esq. Steve Chiari, Esq. David M. Doyle, Esq. DLA PIPER US LLP 153 Townsend St., Ste. 800 San Francisco, CA 94107	
If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.	
Richard W. Wiekling Name of clerk of court:	
Date: Mar 21 2008	/s/ Helen L. Almagen Deputy clerk's signature
July 17,24,31,Aug.7,2008	2865702

**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is DLA Piper US LLP, 153 Townsend Street, Suite 800, San Francisco, California 94107-1957. On August 15, 2008, I served the within documents:

**PROOF OF SERVICE BY PUBLICATION**

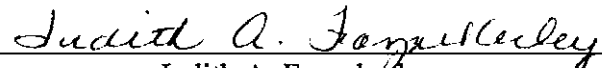
- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

Sergei Alex Alexeyev  
558 Los Olivos Drive  
Santa Clara, CA 95050

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on August 15, 2008, at San Francisco, California.

  
Judith A. Fazackerley